

32 Rec'd PCT/PTO 19 MAR 1997

154-1130

FORM PTO-1390 (REV 10-94)		U.S. Dept. of Commerce and Patent and Trademark Office	ATTORNEY'S DOCKET NUMBER <b>S63.2-6252</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known) 08/737,492
INTERNATIONAL APPLICATION NO. <b>PCT/US95/06228</b>	INTERNATIONAL FILING DATE (dd/mm/yy) <b>05/18/1995</b>	PRIORITY DATE CLAIMED (dd/mm/yy) <b>05/19/1994</b>	
TITLE OF INVENTION <b>IMPROVED TISSUE SUPPORTING DEVICES</b>			
APPLICANT(S) FOR DO/EO/US <b>Paul H. Burmeister, Charles L. Euteneuer, Brian J. Brown, Paul J. Fordenbacher, Anthony C. Vrba</b>			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.	
2.	<input checked="" type="checkbox"/>	This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.	
3.	<input type="checkbox"/>	This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).	
4.	<input checked="" type="checkbox"/>	A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.	
5.	<input type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371(c)(2))	
	a.	<input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International bureau).	
	b.	<input type="checkbox"/> has been transmitted by the International Bureau.	
	c.	<input type="checkbox"/> is not required, as the application was filed in the United States receiving Office (RO/US).	
6.	<input type="checkbox"/>	A translation of the International Application into English (35 U.S.C. 371 (c)(2)).	
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))	
	a.	<input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).	
	b.	<input type="checkbox"/> have been transmitted by the International Bureau.	
	c.	<input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.	
	d.	<input type="checkbox"/> have not been made and will not be made.	
8.	<input type="checkbox"/>	A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).	
9.	<input checked="" type="checkbox"/>	An oath or declaration of the inventor (35 U.S.C. 371(c)(4)).	
10.	<input type="checkbox"/>	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).	
Items 11. to 16. below concern other document(s) or information included:			
11.	<input type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.	
12.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.29 and 3.31 is included.	
13.	<input type="checkbox"/>	A <b>FIRST</b> preliminary amendment. Please enter the amendment before fee calculation.	
	<input type="checkbox"/>	A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.	
14.	<input type="checkbox"/>	A substitute specification.	
15.	<input type="checkbox"/>	A change of power of attorney and/or address letter.	
16.	<input checked="" type="checkbox"/>	Other items or information: Petition for One Month Extension of Time and Petition Fee of \$110.00	

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**EXPRESS MAIL NO.**

**EMS1651159245**

17. <input type="checkbox"/> The following fees are submitted:  <b>BASIC NATIONAL FEE (37 CFR 1.492(A)(1)-(5)):</b> Search Report has been prepared by the EPO or JPO ..... \$910.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) . . . . \$680.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ..... \$750.00  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$1010.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Articles 33(2)-33(4) ..... \$94.00  <div style="text-align: center;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>	<b>CALCULATIONS</b>	<b>PTO USE ONLY</b>																														
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$130.00																															
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Claims</th> <th style="width: 20%;">Number Filed</th> <th style="width: 20%;">Number Extra</th> <th style="width: 20%;">Rate</th> <th style="width: 20%;"></th> <th style="width: 20%;"></th> </tr> <tr> <td>TOTAL CLAIMS</td> <td style="text-align: center;">- 20 =</td> <td></td> <td style="text-align: center;">x \$22</td> <td style="text-align: center;">\$</td> <td></td> </tr> <tr> <td>INDEPENDENT CLAIMS</td> <td style="text-align: center;">- 3 =</td> <td></td> <td style="text-align: center;">x \$78</td> <td style="text-align: center;">\$</td> <td></td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIMS(S)(if applicable)</td> <td style="text-align: center;">+ \$250</td> <td style="text-align: center;">\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: center;"><b>TOTAL OF ABOVE CALCULATIONS</b></td> <td style="text-align: center;">\$</td> <td></td> </tr> </table>	Claims	Number Filed	Number Extra	Rate			TOTAL CLAIMS	- 20 =		x \$22	\$		INDEPENDENT CLAIMS	- 3 =		x \$78	\$		MULTIPLE DEPENDENT CLAIMS(S)(if applicable)			+ \$250	\$		<b>TOTAL OF ABOVE CALCULATIONS</b>				\$			
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<b>TOTAL OF ABOVE CALCULATIONS</b>				\$																												
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must be filed also. (Note 37 CFR 1.9, 1.27, 1.28).	\$																															
<b>SUBTOTAL =</b>	\$130.00																															
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	\$																															
<b>TOTAL NATIONAL FEE =</b>	\$130.00																															
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40. per property	\$																															
<b>TOTAL FEES ENCLOSED =</b>	\$130.00																															
	Amount to be:	\$																														
	refunded																															
	charged	\$																														
a. <input checked="" type="checkbox"/> A check in the amount of <u>\$130.00</u> to cover the above fees is enclosed.  b. <input type="checkbox"/> Please charge my Deposit Account No. ____ in the amount of \$__ to cover the above fees is enclosed. A duplicate copy of this sheet is enclosed.  c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 22-0350.																																
Send All Correspondence To: Vidas, Arrett & Steinkraus, P.A. 1540 Kinnard Financial Center 920 Second Avenue South Minneapolis, MN 55402																																
<div style="display: flex; align-items: center;"> <div>             Signature  <u>Leoniede M. Brennan</u>              Name   <u>35.832</u>              Registration Number           </div> </div>																																

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
United States Receiving Office (RO/US)

In re :	Paul H. Burmeister, Charles L. Euteneuer, Brian J. Brown, Paul J. Fordenbacher, Anthony C. Vrba
U.S. Nat'l Stage of Inter'l Appln:	PCT/US95/06228
International Filing Date:	05/18/1995
For:	IMPROVED TISSUE SUPPORTING DEVICES

Box PCT  
ATTN: EO/US  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Our File: S63.2-6252

**TRANSMITTAL LETTER**

- In regard to the above-identified application, we are submitting the attached:  
**Copy of the Notice of Missing Requirements Under 35 USC 371; 3 Pg Declaration of Inventorship; One Month Petition for Extension of Time; Check for \$130.00 (surcharge) and Check for \$110.00 (petition fee); Return Post Card and 3 Pg Transmittal**

- With respect to fees:

- ☐ No additional fee is required.
- ☒ Attached is/are a check(s) in the amount of \$130.00 and \$110.00.
- ☐ Charge additional fee to our Deposit Account No. 22-0350.

**CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME**

This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time. If any extension of time for the accompanying response is required, Applicant requests that this be considered a petition therefor.

- Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

VIDAS, ARRETT & STEINKRAUS

1540 Kinnard Financial Center  
920 Second Avenue South  
Minneapolis, MN 55402-4014  
Telephone: (612) 339-8801  
Fax: (612) 349-6858

By *Lionel M. Brennan*  
Lionel M. Brennan  
Reg. No. 35,832

**Certificate Under 37 CFR 1.10:** I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as EXPRESS MAIL, Label No. EM516511592US, addressed to BOX PCT, Assistant Commissioner for Patents, Washington D.C. 20231, on March 19, 1997.

*Mary C. Granger*  
Mary C. Granger  
NATL STG FRM